

~~ORIGINAL~~

REDACTED

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF OREGON

KRISTEN WILSON, Personal  
Representative of the Estate  
of Jayson Mathew Withers,

3:16-cv-1690-BR

VERDICT

Plaintiffs,

v.

CHARLES FRATES,

Defendant.

We, the jury, find:

1. Did Plaintiff prove by a preponderance of the evidence that Defendant's use of deadly force against Jayson Withers was not justified and, therefore, constituted a battery against Jayson Withers resulting in his death?

\_\_\_\_\_ Yes       X   No

*If your answer to Question 1 is "No," your verdict is for the Defendant. Do not answer any further questions. The Presiding Juror should date and sign the verdict form.*

*If your answer to Question 1 is "Yes," your verdict is for the Plaintiff. Proceed to Question 2.*

2. What amount of compensatory damages did the Estate of Jayson Withers sustain as a result of Defendant's conduct?

Economic damages sustained by the Estate of Jayson Withers:

\$ \_\_\_\_\_  
(The parties stipulate this amount is \$10,842.09)

Non-economic damages sustained by Jayson Withers before he died:

\$ \_\_\_\_\_

Non-economic damages sustained by Kristen Wilson for her loss of Jayson Withers' society, companionship and affection:

\$ \_\_\_\_\_

Non-economic damages sustained by Jack Withers for his loss of Jayson Withers' society, companionship and affection:

\$ \_\_\_\_\_

*The Presiding Juror should date and sign this form.*

Dated this 7 day of August, 2018.

Presiding Juror